

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

LYNN LARSON,

Plaintiff,

ORDER

v.

09-cv-0067-bbc

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

This is an appeal of an adverse decision of the Commissioner of Social Security brought pursuant to 42 U.S.C. § 405(g). Plaintiff Lynn Larson has requested leave to proceed in forma pauperis and has supported her request with an affidavit of indigency dated March 3, 2009.

To determine whether a plaintiff qualifies for indigent status, the court uses the following calculation: From plaintiff's annual gross income, the court subtracts \$3400 for each dependent, excluding the plaintiff. If the balance is less than \$15,000, the plaintiff may proceed without any prepayment of fees and costs; if the balance is greater than \$15,000 but less than \$28,000, the plaintiff must prepay half the fees and costs; and if the balance is greater than \$28,000, the plaintiff must prepay all fees and costs. Substantial assets or debts require individual consideration.

Plaintiff is unmarried and has three minor children whom she supports. She receives \$1,064 monthly in unemployment benefits. It appears that she may also receive \$584 monthly in child support, bringing her annual income to \$19,776. Subtracting \$10,200 for her three

dependents leaves a balance of \$9,576. Plaintiff is entitled to proceed without paying the filing fee.

ORDER

IT IS ORDERED that plaintiff Lynn Larson's application for leave to proceed in forma pauperis, is GRANTED. The clerk of court is directed to issue summonses and forward them to plaintiff's counsel for service.

Entered this 10th day of March, 2009.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge